



## Academic Programs Committee of Council

### University Course Challenge

**Scheduled posting: November, 2018 AS RESOLVED, November 30, 2018**

The following types of curricular and program changes are approved by the University Course Challenge -- additions and deletions of courses, lower levels of study and program options; straightforward program changes; and curricular changes which affect other colleges.

**Contents include submissions for information and approval from the following colleges:**

College of Agriculture & Bioresources  
College of Arts & Science  
College of Dentistry  
College of Education  
College of Engineering  
College of Law

**Approval:**      Date of circulation: November 15, 2018  
                         Date of effective approval if no challenge received: November 30, 2018

**Next scheduled posting:**

The next scheduled posting will be December 13, 2018, with a submission deadline of **December 11, 2018**. Urgent items can be posted on request.

Please direct challenges to both of the following: [seanine.warrington@usask.ca](mailto:seanine.warrington@usask.ca) in Registrarial Services and [amanda.storey@usask.ca](mailto:amanda.storey@usask.ca) in the Office of the University Secretary.

**College of Law, University Course Challenge Submission (As Amended)**

The following changes have been approved by the College of Law and are being proposed to University Course Challenge for approval:

**New Course Proposals**

The college proposes the following course as an alternative to LAW 421.3 Legal Ethics and Professionalism course, which is a required course in the J.D. program.

<b>New Course</b>	<b>LAW 497.3 Legal Ethics Clinical Seminar</b> <b>1/2 (2S-1R)</b> This seminar is a part of the Intensive Clinical Law program and accompanies the 12-credit Clinical Law Practicum (Law 492.12). It has two broad and inter-related aims. First, it explores the norms, values, and rules that govern lawyers when they confront moral or ethical problems in practice, with a specific focus on the clinical/ poverty law context. Issues including choice of client, withdrawal, confidentiality, conflicts of interest, and ethics in advocacy will be explored. Throughout, we will ponder the question: what, fundamentally, is the role of the lawyer? Second, the seminar will examine the structure and regulation of the legal profession. Topics of study will include admission, discipline, competence, and other regulatory issues. Throughout, students will approach the issues and topics through the lens of their clinical experiences at CLASSIC.
<b>Prerequisite:</b>	<b>None.</b>
<b>Corequisite(s):</b>	<b>LAW 492.12</b>
<b>Rationale:</b>	<b>Note: Students with credit for LAW 421.3 cannot receive credit for this course.</b> LAW 497.3 is being developed as an alternative to LAW 421. The College of Law, in partnership with CLASSIC, has offered a 15-credit Intensive Clinical law program since September 2012 (“the Intensive Program”). Each semester, up to 12 students are selected to participate in the Intensive program, which consists of a 12-credit “Practicum” and a 3-credit clinical law seminar. The 12-credit Practicum component is currently graded on a pass/fail basis. Students are assessed based on a detailed rubric choice for students in terms of the mandatory legal ethics requirement and will allow more students to benefit from our Intensive Clinical program.
<b>Contact Person</b>	Instructor: Sarah Buhler. Telephone: (306) 966-6503
<b>Consultation</b>	Consultation within the College
<b>Approval Date</b>	October 29, 2018

<b>New Course</b>	<del>LAW 313.3 Indigenous Studies – Selected Topics</del> <b>LAW 313.3 Indigenous Legal Studies – Selected Topics</b>
<b>1/2 (3L)</b>	This course will be offered when an opportunity arises for an instructor to offer an additional course in the area of Indigenous Studies that upper year JD students may take to fulfill their program requirement of successfully completing 3 credit units in senior-level Indigenous Studies courses. The course will have varied content, depending upon the instructor’s experience and interest. The course may be interdisciplinary.
<b>Prerequisite:</b>	<b>Law 232 Kwayeskastasowin Setting Things Right</b>

**Commented [WS1]:** As amended, per College of Law, November 30, 2018

**Rationale** To offer additional options for students in meeting program requirements relating to required courses in Indigenous Studies where instructors are temporarily available (for example, visiting scholars, Chairs, or graduate students).

**Contact Person Consultation** Tamara Larre, Associate Dean, Academic. Telephone: (306) 966-1966

**Approval Date** October 29, 2018

**New Course** ~~LAW 479.3 Indigenous Studies Seminar – Selected Topics~~  
**1/2 (2S-1R)** ~~LAW 479.3 Indigenous Legal Studies Seminar – Selected Topics~~

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

**Prerequisite:** **Law 232 Kwayeskastasowin Setting Things Right**

**Rationale:** To offer additional options for students in meeting program requirements relating to required courses in Indigenous Studies where instructors are temporarily available (for example, visiting scholars, Chairs, or graduate students).

**Contact Person Consultation** Tamara Larre, telephone: (306) 966-1966

**Approval Date** October 29, 2018

**New Course** **LAW 466.3 Youth Criminal Justice** **1/2 (2S-1R)**

This seminar 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 multidisciplinary approach.

**Rationale** The YCJA has been praised and criticized because it challenges many of the assumptions in criminal law. Some of its provisions are starkly different than the equivalent provisions in the general criminal law. A thorough understanding of criminal law requires an understanding of its distinctions. Moreover the practice of many law firms is to send junior lawyers to youth court.

**Contact Person** Instructor – Kearney Healy, e-mail: kearneyh@yahoo.ca

**Consultation** Consultation within the College

**Approval Date** **October 29, 2018**

**New Course** **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. As part of this

**Commented [WS2]:** As amended, per College of Law, November 30, 2018

course, students will read and analyze legislation, some case law, reports as well as supplementary research materials that allow us to think critically about the ethical and other constraints upon counsel trying to assist prisoners, the specific barriers confronted by Indigenous women, women with mental health issues, as well as legal and other reforms that are possible in this area.

**Prerequisite:**

**None. Administrative Law would be useful.**

**Rationale:**

“The degree of civilization in a society can be judged by entering its prisons.” – Fyodor Dostoyevsky.

This oft referenced phrase is as apt today as it was when it was first expressed. Since the 1970s, and then with the advent of the Charter, the judicial willingness to review and oversee what goes on behind the walls appears to have grown. From this case-law, the Courts have clearly identified that the laws, including the Canadian Charter of Rights and Freedoms, do not stop at the prison walls. This course was developed, initially by Senator Kim Pate, and now by us as a means to ensure that the students of the College of Law of the University of Saskatchewan have an opportunity to consider issues which relate to people imprisoned in Canada. This is a contested legal space with interesting civil, administrative and criminal influences. In this era of reconciliation, where Gladue remains a case with an interesting and developing sphere of influence and where Indigenous over-incarceration has been described as the most serious human rights issue in Canada, this course is intended to explore too often ignored area of law.

**Contact Person:**

Instructor(s) – Nicholas Blenkinsop – e-mail: [nicholas\\_b@classiclaw.ca](mailto:nicholas_b@classiclaw.ca)

Gillian Gough – e-mail: [ggough@hglaw.ca](mailto:ggough@hglaw.ca)

**Consultation:**

Consultation within the College

**Approval Date:**

October 29, 2018

**New Course**

**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.

**Prerequisite:**

**None.**

**Rationale:**

Almost every law school in Canada has a course in privacy or information and privacy law, or another course (e.g. communications law, IT law) that contains a substantial component on information and privacy law. This is a large and growing area of law that is relevant to a wide range of practice areas across both public and private sectors. It will be useful for students with diverse interests, including business law, administrative law and government, media and communications law, human rights, and areas such as environmental law in which access to information can play an important role.

**Contact Person:**

Instructor – Barbara Von Tigerstrom, telephone: (306) 966-2910

**Consultation:**

Consultation within the College

**Approval Date:**

October 29, 2018

**New Course**

**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 and how to use arbitration effectively to resolve construction disputes.

**Prerequisite(s):** **Contract Law 201.6/202.5 and Tort Law 211.5/212.6**  
**Rationale:** Construction Law is a significant practice area in Saskatchewan and beyond. The principles taught in this course will be relevant nationally. At present the College of Law does not have any offering in this area.  
**Contact Person:** Instructor – Jared Epp, e-mail: j.epp@rslaw.com  
**Consultation:** Consultation within the College  
**Approval Date:** October 29, 2018

**New Course** **LAW 312.3 Banking, Payment and Transfer Systems 1/2 (3L)**  
The course explores the law governing a variety of payment and transfer systems. The relationship between a depository bank and its customer is the initial focus, including a bank's right of set-off against its customer's deposit account (a key form of payment mechanism). Significant attention is devoted to the legal and regulatory infrastructure underlying Canada's two principal monetary payment systems, the Automated Clearing & Settlement System (ACSS) and the Large Value Transfer System (LVTS), as well as 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), 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) and the provincial *Personal Property Security Act* (PPSA) (which pertains to transfers of accounts). Finally, students will learn about other 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.

**Prerequisite:** **None.**  
**Rationale:** This course introduces the relationship between bank and customer, and examines the history and evaluation of a variety of payment and transfer systems, offering students a blend of traditional doctrinal legal knowledge and independent discovery via active research and engagement with the subject.  
**Contact Person:** Instructor – Clayton Bangsund, telephone: (306) 966-5884  
**Consultation:** Consultation within the College  
**Approval Date:** October 29, 2018

### **Minor Course Revisions**

**LAW 421.3 — 1/2(3L)**  
Legal Ethics and Professionalism

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.

**Note:** Students with credit for LAW 497.3 cannot receive credit for this course.

### **Course Relabels**

#### **LAW ~~208.6~~ 210.5 — 1&2(3L)**

Property I

A survey of the law of personal property. The forms and methods by which interests in personal property are created, used and transferred. A survey of English land law and its introduction to, and use in, Saskatchewan.

**Note:** Students with credit for LAW 208 will not receive credit for this course.

**Rationale:** Formal steps taken to reflect current status of the course.

#### **LAW ~~242.6~~ 211.5 — 1&2(3L)**

Tort Law

An introduction to the legal processes through which an injured person can seek compensation either from the state, from insurance schemes or in a tort action. Detailed consideration will be given to the Saskatchewan Criminal Injuries Compensation Scheme, the tort of negligence, and the Saskatchewan Automobile Accident Insurance Act. Preliminary treatment will also be given to civil procedure, ethical issues, and access to justice considerations, together with a critique of Canada's legal response to personal injury.

**Note:** Students with credit for LAW 212 will not receive credit for this course.

**Rationale:** Formal steps taken to reflect current status of the course.

#### **LAW ~~243-0~~ 245.2 — 1&2(3L)**

Legal Research and Writing

An introduction to the methods of legal research and writing. Students will be required to complete a number of legal memoranda as well as bibliographical and research assignments. The first year moot court program forms part of this course.

**Note:** Students with credit for LAW 243 will not receive credit for this course.

**Rationale:** Formal steps taken to reflect current status of the course.

## **Program Revisions**

### **Juris Doctor (J.D.) (90 credit units)**

#### **Year 1 (30 credit units)**

During first year, students must pass "Dispute Resolution" ([LAW 244.0](#)), and must complete "Legal Research and Writing" (~~[LAW 243.0](#)~~ [245.2](#)), with a grade of 60% or better

- [LAW 202.5](#)
- [LAW 203.5](#)
- ~~[LAW 208.6](#)~~ 210.5
- ~~[LAW 212.6](#)~~ 211.5
- [LAW 230.5](#)
- [LAW 232.3](#)
- ~~[LAW 243.0](#)~~ 245.2

#### **Year 2 (30 credit units)**

Students must receive a grade of 60% or better to satisfy the minor and major writing requirements.

- course load of 15 credit units per term including the following:
- minor paper
- major paper (Year 2 or Year 3)
- Seminar class (Year 2 or Year 3)
- [LAW 340.3](#)
- [LAW 421.3](#) or [LAW 497.3\\*](#) (Year 2 or Year 3)
- ~~one of [LAW 326.3](#), [LAW 361.3](#), or [LAW 463.3](#) (Year 2 or Year 3)~~
- 3 credit units from the following list of senior-level Indigenous Studies courses, or equivalent, as approved by the Associate Dean Academic (Year 2 or Year 3):
  - [LAW 308.3](#)
  - [LAW 313.3](#)
  - [LAW 422.3](#)
  - [LAW 436.3](#)
  - [LAW 447.3](#)
  - [LAW 453.3](#)
  - [LAW 473.3](#)
  - [LAW 479.3](#)
  - [LAW 480.3](#)
  - [LAW 499.12](#) Special Topics: Indigenous Clinical Practicum
  - [LAW 498.3](#) Special Topics: Indigenous Clinical Seminar
  - ~~[LAW 498.3](#) Special Topics: Indigenous Rights and Resource Development~~
  - ~~[LAW 498.3](#) Special Topics: Circle Teaching Seminar~~
  - [LAW 498.3](#) Special Topics: First Nations Economic Development
- **in special cases, a student may be given permission by the Associate Dean Academic to undertake a program involving a load in excess of 15 credit units.**

Students may be permitted to take a maximum of 6 credit units given by another College, during second and third year, for credit in the College of Law. The course(s) must be approved by the Associate Dean, Academic. Applications are assessed from the standpoint of how the outside senior-level course contributes to the applicant's understanding of the law.

### **Year 3 (30 credit units)**

Students must receive a grade of 60% or better to satisfy the minor and major writing requirements.

- course load of 15 credit units per term including the following:
- major paper (if not completed in Year 2)
- seminar class (if not completed in Year 2)
- [LAW 421.3](#) or [LAW 497.3\\*](#) (Year 2 or Year 3)
- ~~one of [LAW 326.3](#), [LAW 361.3](#) or [LAW 463.3](#) (Year 2 or Year 3)~~
- 3 credit units from the following list of senior-level Indigenous Studies courses, or equivalent, as approved by the Associate Dean Academic (if not completed in Year 2):
  - [LAW 308.3](#)
  - [LAW 313.3](#)
  - [LAW 422.3](#)
  - [LAW 436.3](#)
  - [LAW 447.3](#)
  - [LAW 453.3](#)
  - [LAW 473.3](#)
  - [LAW 479.3](#)
  - [LAW 480.3](#)
  - [LAW 499.12](#) Special Topics: Indigenous Clinical Practicum
  - [LAW 498.3](#) Special Topics: Indigenous Clinical Seminar
  - ~~[LAW 498.3](#) Special Topics: Indigenous Rights and Resource Development~~
  - ~~[LAW 498.3](#) Special Topics: Circle Teaching Seminar~~
  - [LAW 498.3](#) Special Topics: First Nations Economic Development
- **in special cases, a student may be given permission by the Associate Dean Academic to undertake a program involving a load in excess of 15 credit units.**

Students may be permitted to take a maximum of 6 credit units given by another College, during second and third year, for credit in the College of Law. The course(s) must be approved by the Associate Dean, Academic. Applications are assessed from the standpoint of how the outside senior-level course contributes to the applicant's understanding of the law.

**\*Students who choose to complete LAW 497.3 must complete LAW 492.12 concurrently. LAW 492.12 will be counted toward the 15 credit unit course load per term required in Years 2 and 3.**



**From:** [Warrington, Seanine](#)  
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**Cc:** [Murza, Lynette](#); [Kyrejto, Melissa](#); [Storey, Amanda](#); [Beever, Rob](#)  
**Subject:** University Course Challenge, November 2018  
**Date:** Friday, November 30, 2018 4:27:44 PM  
**Attachments:** [image001.png](#)

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**Please note that the College of Arts & Science submitted a challenge to the titles of the following new courses, proposed by the College of Law:**

**LAW 313.3** Indigenous Studies – Selected Topics

**LAW 479.3** Indigenous Studies Seminar – Selected Topics

**This email will confirm that the challenge has been resolved and the courses will now move forward with modified titles, as follows:**

**LAW 313.3** Indigenous Legal Studies – Selected Topics

**LAW 479.3** Indigenous Legal Studies Seminar – Selected Topics

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<!--[endif]-->

No other challenges have been received for the November 2018 University Course Challenge. As a result, all proposed items are approved and will proceed.

The deadline to submit changes for the December UCC posting is **Tuesday, December 11, 2018**.

Thank you,

Seanine

**Seanine Warrington**

Senior Editor & Coordinator

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