

Criminology 135: Introduction to Canadian Law and Legal Institutions
Instructor: Neil Boyd

Fall, 2003

Final Examination

1. Please double space your responses.
2. You must answer two of the following three questions.
3. There is a word limit of no more than 1,500 words for each of your two responses.
4. This is a take-home final examination. All papers are due no later than 4 p.m. on Monday December 1st, 2003. Papers must be placed in the Security Deposit Box, School of Criminology, West Mall Complex.

1. What is a tort of negligence and an intentional tort? Describe the key differences, and the scope of the possible defences to a claim in each of these two areas of tort law. The course reader and text also provide examples of cases of negligence. What do the findings of the courts in these instances tell us of how the law of negligence is applied? Discuss. (20 marks: maximum 1,500 words).
2. Outline the major changes in family law during the past 40 years, using the text, case law and lecture notes where applicable, and focussing specifically on divorce, spousal support, homosexual marriage and adoption, and matrimonial property. What do these changes tell us of the conception of the family in Canada? Discuss. (20 marks: maximum 1,500 words).
3. "The Canadian criminal justice system does not appropriately balance the rights of the accused with the rights of society". Discuss this contention, using relevant sections of your entire text (especially the criminal law chapter, but also including the Charter of Rights and Freedoms and the criminal law cases from your text and your course reader). (20 marks: maximum 1,500 words).