

COURSE OUTLINE		
TERM: Fall 2021	COURSE NO: LAW 312	
INSTRUCTOR:	COURSE TITLE: Cannabis Law	
OFFICE: LOCAL: E-MAIL: @capilanou.ca	SECTION NO(S):	CREDITS: 3.0
OFFICE HOURS:		
COURSE WEBSITE: eLearn		

Capilano University acknowledges with respect the Lil'wat, Musqueam, Squamish, Sechelt, and Tsleil-Waututh people on whose territories our campuses are located.

COURSE PREREQUISITES

- LAW 101, LAW 110, and LAW 210; OR
- 45 credits of 100-level or higher coursework.

COURSE FORMAT

Three hours of class time, plus an additional hour delivered through on-line or other activities for a 15-week semester, which includes two weeks for final exams. This course may also be offered online.

CALENDAR DESCRIPTION

This course will examine the legal issues surrounding the legalization and regulation of cannabis in Canada. Students will explore the policy considerations that contributed to the regulation of cannabis, and will closely examine the regulatory framework at all levels of government. Students will be encouraged to think critically about that framework, with a view toward relevant considerations such as constitutional and human rights issues. Students will also learn about Indigenous jurisdiction and effects on Indigenous communities, the scope of activity relating to cannabis that remains illegal in Canada, workplace issues, commercial issues relating to Cannabis, and the impact of legalization on immigration and international affairs.

REQUIRED TEXTS AND/OR RESOURCES

Bruce MacFarlane, Robert Frater, and Croft Michaelson, *Cannabis Law* (Toronto: Thomson Reuters, 2018). (or similar)

Additional readings as posted to eLearn by instructor.

COURSE STUDENT LEARNING OUTCOMES

On successful completion of this course, students will be able to do the following:

1. Explain and analyze the legal issues surrounding the regulation of cannabis in Canada.
2. Compare and contrast:
 - (a) the regulation of cannabis with regulation of other substances, and
 - (b) the regulation of cannabis in Canada with regulation in other countries.
3. Research and prepare written and oral analyses of problems and cases, demonstrating an ability to critically evaluate the framework for cannabis regulation with a view toward various substantive legal principles.
4. Participate effectively in class discussions to analyze and synthesize case law and the relevant legal principles relating to cannabis law.
5. Work in groups to analyze and synthesize the relevant local statutory laws, treaties and principles of international laws relating to cannabis law.
6. Critically discuss current events relating to cannabis law on a local, national and international level.

COURSE CONTENT

WEEKLY COURSE CONTENT	
WEEK	CONTENT
1	INTRODUCTION – Overview and history of cannabis in Canada
2 - 3	THE FEDERAL REGULATORY FRAMEWORK
4	PROVINCIAL AND TERRITORIAL REGULATION
5	MUNICIPAL REGULATION INDIGENOUS JURISDICTION OVER CANNABIS; WHAT DOES LEGALIZATION OF CANNABIS MEAN FOR INDIGENOUS COMMUNITIES? PROS AND CONS

6	SEARCH AND SEIZURE DETENTION/DISPOSITION/FORFEITURE OF SEIZED PROPERTY
7	MID TERM EXAM
8 - 9	CRIMINAL AND REGULATORY OFFENCES
10	PENALTIES
11	MEDICAL CANNABIS WORKPLACE ISSUES
12	PROMOTION, PACKAGING AND LABELLING INTELLECTUAL PROPERTY ISSUES
13	OTHER COMMERCIAL ISSUES IMPACT OF LEGALIZATION ON IMMIGRATION MATTERS AND INTERNATIONAL AFFAIRS
14-15	FINAL EXAM PERIOD

EVALUATION PROFILE

Midterm Exam	35%
Final Exam	35%
Written Assignment	25-30%
Participation in class discussions	<u>0-5%*</u>
TOTAL:	100%

*Students will be placed into groups, either in an online or class setting, and asked to discuss and analyze legal principles, or case problems, and sometimes to complete activities based on them. Participation marks will be awarded for fulsome participation in discussions and contribution to the completed activity.

GRADING PROFILE

A+ = 90-	B+ = 77-	C+ = 67-69	D = 50-59
A = 85-	B = 73-	C = 63-66	F = 0-49
A- = 80-	B- = 70-	C- = 60-62	

Incomplete Grades

Grades of Incomplete “I” are assigned only in exceptional circumstances when a student requests extra time to complete their coursework. Such agreements are made only at the request of the student, who is responsible to determine from the instructor the outstanding requirements of the course.

Late Assignments

Assignments are due at the beginning of the class on the due date listed. If you anticipate handing in an assignment late, please consult with your instructor beforehand.

Missed Exams/Quizzes/Labs etc.

Make-up exams, quizzes and/or tests are given at the discretion of the instructor. They are generally given only in medical emergencies or severe personal crises. Some missed activities may not be able to be accommodated. Please consult with your instructor.

Attendance / Participation

Students are expected to attend all classes and associated activities.

English Usage

Students are expected to proofread all written work for any grammatical, spelling and stylistic errors. Instructors may deduct marks for incorrect grammar and spelling in written assignments.

Electronic Devices

Students may use electronic devices during class for note-taking only.

On-line Communication

Outside of the classroom, instructors will (if necessary) communicate with students using either their official Capilano University email or eLearn; please check both regularly. Official communication between Capilano University and students is delivered to students' Capilano University email addresses only.

UNIVERSITY OPERATIONAL DETAILS**Tools for Success**

Many services are available to support student success for Capilano University students. A central navigation point for all services can be found at:

<https://www.capilanou.ca/student-life/>

Capilano University Security: download the [CapU Mobile Safety App](#)

Policy Statement (S2009-06)

Capilano University has policies on Academic Appeals (including appeal of final grade), Student Conduct, Cheating and Plagiarism, Academic Probation and other educational issues. These and other policies are available on the University website.

Academic Integrity (S2017-05)

Any instance of academic dishonesty or breach of the standards of academic integrity is serious and students will be held accountable for their actions, whether acting alone or in a group. See policy S2017-05 for more information: <https://www.capilanou.ca/about-capu/governance/policies/>

Violations of academic integrity, including dishonesty in assignments, examinations, or other academic performances, are prohibited and will be handled in accordance with the Student Academic Integrity Procedures.

Academic dishonesty is any act that breaches one or more of the principles of academic integrity. Acts of academic dishonesty may include but are not limited to the following types:

Cheating: Using or providing unauthorized aids, assistance or materials while preparing or completing assessments, or when completing practical work (in clinical, practicum, or lab settings), including but not limited to the following:

- Copying or attempting to copy the work of another during an assessment;
- Communicating work to another student during an examination;
- Using unauthorized aids, notes, or electronic devices or means during an examination;
- Unauthorized possession of an assessment or answer key; and/or,
- Submitting of a substantially similar assessment by two or more students, except in the case where such submission is specifically authorized by the instructor.

Fraud: Creation or use of falsified documents.

Misuse or misrepresentation of sources: Presenting source material in such a way as to distort its original purpose or implication(s); misattributing words, ideas, etc. to someone other than the original source; misrepresenting or manipulating research findings or data; and/or suppressing aspects of findings or data in order to present conclusions in a light other than the research, taken as a whole, would support.

Plagiarism: Presenting or submitting, as one's own work, the research, words, ideas, artistic imagery, arguments, calculations, illustrations, or diagrams of another person or persons without explicit or accurate citation or credit.

Self-Plagiarism: Submitting one's own work for credit in more than one course without the permission of the instructors, or re-submitting work, in whole or in part, for which credit has already been granted without permission of the instructors.

Prohibited Conduct: The following are examples of other conduct specifically prohibited:

- Taking unauthorized possession of the work of another student (for example, intercepting and removing such work from a photocopier or printer, or collecting the graded work of another student from a stack of papers);
- Falsifying one's own and/or other students' attendance in a course;
- Impersonating or allowing the impersonation of an individual;
- Modifying a graded assessment then submitting it for re-grading; or,
- Assisting or attempting to assist another person to commit any breach of academic integrity.

Sexual Violence and Misconduct

All Members of the University Community have the right to work, teach and study in an environment that is free from all forms of sexual violence and misconduct. Policy B401 defines sexual assault as follows:

Sexual assault is any form of sexual contact that occurs without ongoing and freely given consent, including the threat of sexual contact without consent. Sexual assault can be committed by a stranger, someone known to the survivor or an intimate partner.

Safety and security at the University are a priority and any form of sexual violence and misconduct will not be tolerated or condoned. The University expects all Students and Members of the University Community to abide by all laws and University policies, including including B.401 Sexual Violence and Misconduct Policy and B.401.1 Sexual Violence and Misconduct Procedure (found on Policy page <https://www.capilanou.ca/about-capu/governance/policies/>)

Emergencies: Students are expected to familiarise themselves with the emergency policies where appropriate and the emergency procedures posted on the wall of the classroom.