What to expect moving forward…

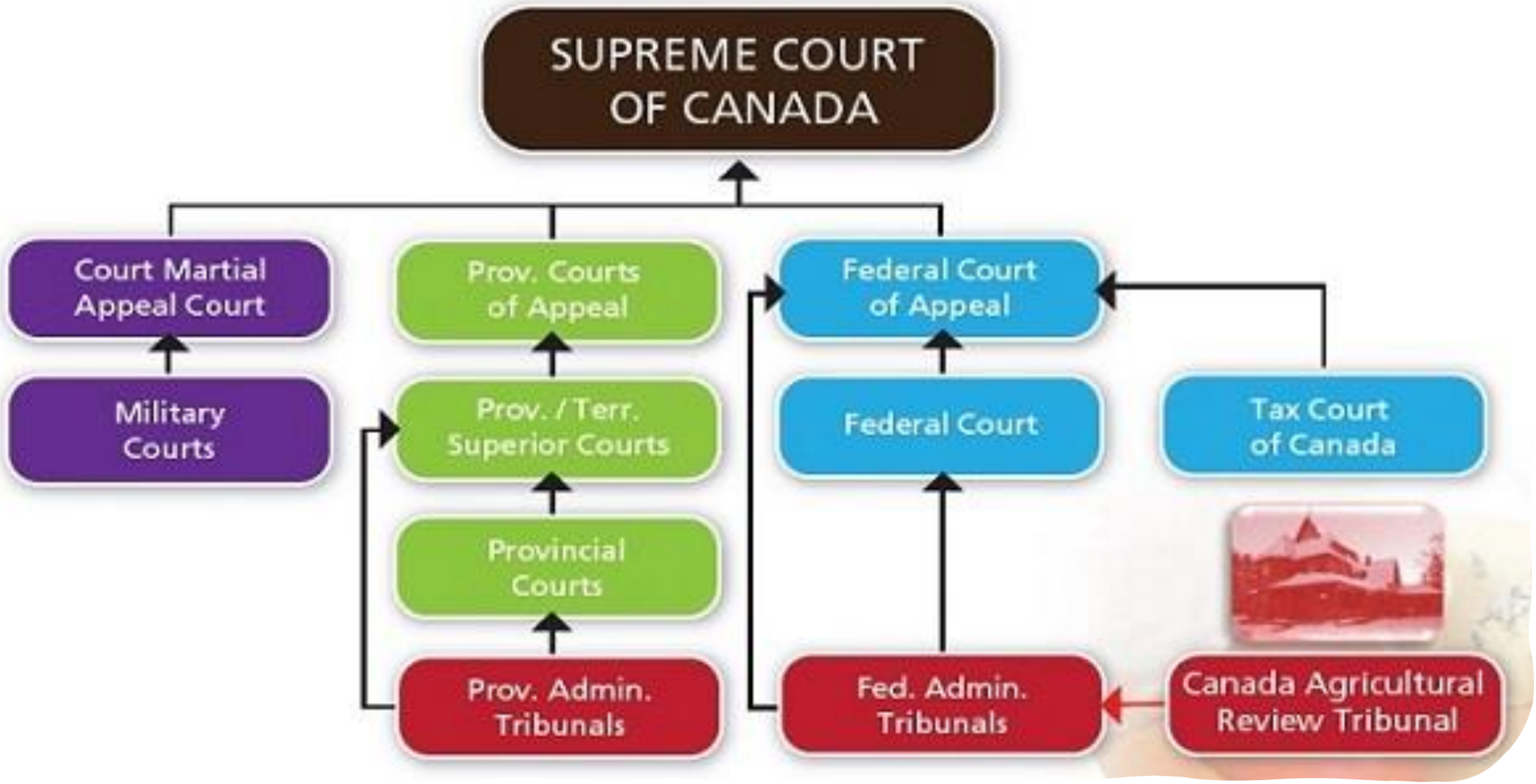
Topics

- Criminal Law vs Civil Law
- Nature of Crime – defining crime
- Investigation and Arrest – processes and procedures
- Sentencing and Corrections – youth and adult

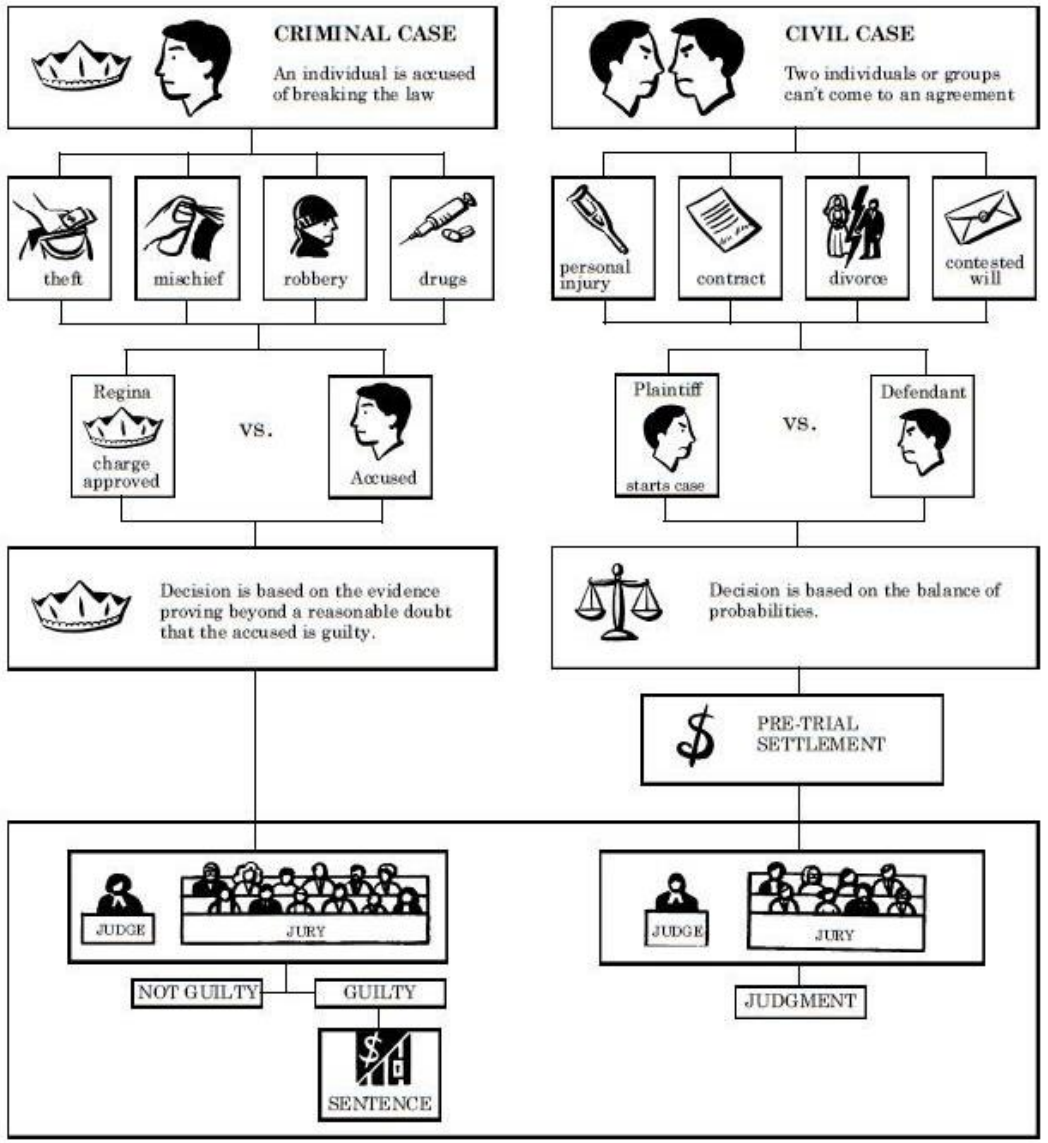
Assessment

- Note-taking
- Quizzes
- Create a crime scenario
- Independent research assignment on a case study

Criminal and Civil Law


SUPREME COURT OF CANADA
Court Martial Appeal Court
Military Courts
Prov. Courts of Appeal
Prov. / Terr. Superior Courts
Provincial Courts
Prov. Admin. Tribunals
Federal Court of Appeal
Federal Court
Fed. Admin. Tribunals
Tax Court of Canada
Canada Agricultural Review Tribunal

Criminal vs Civil Law



Criminal Law

Is a public matter to do with issues that affect everyone e.g. theft, murder

It is used when specific laws have alleged to have been broken

The **Crown** (i.e. the Government) prosecutes on behalf of the public

The police are always involved

There are **Indictable offences** (serious crimes) and **summary offences** (less serious crimes)

May be held in front of a jury of 12 citizens or decided solely by the presiding judge

Civil Law

Is a private matter:

Plaintiff versus Defendant

It is a dispute between individuals, groups or organisations

It is often about rights

It does not involve the police

It is usually settled by payment of money (compensation)

It very rarely results in imprisonment

Civil or Criminal?

Stealing a PS5 from a store

Criminal

Civil or Criminal?

Seeking custody of a child

Civil

Civil or Criminal?

Driving under the influence (DUI)

Criminal

Civil or Criminal?

Walking across someone else's property without permission

Criminal

Civil or Criminal?

Parking in a prohibited space such as a bus stop, in front of a fire hydrant, a driveway, or a garage entrance.

It's complicated.

Parking tickets and traffic tickets are provincial offences.
A provincial offence is not a "crime" under criminal law. You will not get a criminal record for a provincial offence. But you might get a fine and sometimes even jail time.

Civil or Criminal?

Writing an article in a newspaper which contains lies about someone who is famous.

Both.

Most cases will be considered civil law, the Criminal Code also includes provisions covering “defamatory libel,” which can carry a prison sentence of up to five years upon conviction.